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Docket No.: 2565/93

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship  
are as stated below next to my name.

I believe I am an original and first and joint  
inventor of the subject matter that is claimed and for which a  
patent is sought on the invention entitled **METHOD FOR  
DETERMINING THE INTRAPERITONEAL VOLUME AND DEVICE FOR  
PERITONEAL DIALYSIS**, the specification of which was filed in  
the United States Patent and Trademark Office on October 9,  
2001, Serial No. Not Yet Assigned.

I hereby state that I have reviewed and understand  
the contents of the above identified specification, including  
the claims.

I acknowledge the duty to disclose information that  
is material to the examination of this application in  
accordance with Title 37, Code of Federal Regulations,  
§1.56(a).

I hereby claim foreign priority benefits under Title  
35, United States Code, §119 of any foreign application(s) for  
patent or inventor's certificate listed below and have also  
identified below any foreign application for patent or  
inventor's certificate having a filing date before that of the  
application on which priority is claimed:

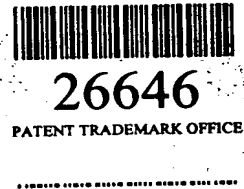
PRIOR FOREIGN APPLICATIONS

<u>100 49 900.7-41 DE</u>	<u>Germany</u>	<u>17 July 2000</u>	Yes <u>X</u> No <u>    </u>
(Number)	(Country)	(Day/month/year filed)	Priority Claimed Under 35 USC 119

And I hereby appoint Thomas J. Meloro (Registration No. 33,538), Jeffrey S. Ginsberg (Registration No. 36,148), and David I. Greenbaum (Registration No. 46,739) my attorney with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Please address all communications regarding this application to:

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New York, New York 10004



Direct all telephone calls to Thomas J. Meloro at (212) 425-7200.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor: Joachim NOACK

Inventor's Signature: J. Noack

Date: 18.10.2001

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